## THE UNITED STATES PATENT & TRADEMARK OFFICE



Applicant:

Keith J. Osborne

Assignee:

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PISCES by OPW, Inc.

Patent No.:

5,590,981

Issue Date:

January 7, 1997

For:

DOUBLE CONTAINMENT UNDERGROUND PIPING SYSTEM

## TERMINAL DISCLAIMER UNDER 37 C.F.R. §1.321

ASSISTANT COMMISSIONER FOR PATENTS WASHINGTON, D.C. 20231

CESTECATE

AUG 0 5 1998

Dear Sir:

of Correction

Petitioner, PISCES by OPW, Inc., is the owner of the entire right, title and interest in the U.S. Patents Nos. 5,590,981 and 5,553,971.

Petitioner hereby disclaims, without prejudice and except as provided below, the terminal part of the statutory term all current claims 1 to 8 of U.S. Patent No. 5,590,981, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §154 to §156 and §173, or as hereafter modified or provided by applicable laws, of Petitioner's U.S. Patent No. 5,553,971.

The evidentiary documents for the assignments have been reviewed, and petitioner certifies that to the best of petitioner's knowledge and belief, title is in the assignee to take this action.

Petitioner hereby agrees that U.S. Patent No. 5,590,981 shall be enforceable only for and during such period that it and U. S. Patent No. 5,553,971 are commonly owned. This agreement runs with U. S. Patent No. 5,590,981 and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of U. S. Patent No. 5,590,981 that extends to the expiration date of the full statutory term as defined in

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35 U.S.C. §154 to §156 and §173 of Patent Number 5,553,971, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that this patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term.

The undersigned is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The \$110.00 fee required under 37 CFR \$1.20 (d) for submission of this Terminal Disclaimer is enclosed by check. Please charge any additional fees required in connection with this communication to Deposit Account No. 04-1133.

> Respectfully submitted, PISCES by OPW, Inc.

> > PISCES by OPW, Inc.

**CERTIFICATE OF EXPRESS MAIL** 

"Express Mail" mailing label number: EM382369950US Date of Deposit: 7/29/98

Date of Deposit:

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I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Treasurer

Please send correspondence realted to this terminal disclaimer to:

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